

REMARKS

Claims 1-17 are pending.

In the office action mailed April 22, 2004, claims 1-17 were rejected under 35 U.S.C. § 102(e) as being anticipated by Lin et al. ["Lin," 6,526,403], filed December 17, 1999. In addition, the Examiner stated that the declarations of Rodney Bennett and J. Dale Debber, and the exhibits submitted therewith on March 2, 2004, were insufficient to overcome Lin.

As further proof of Applicant's conception and diligent reduction to practice of the invention claimed by the present application, and to address what the Examiner deemed deficient in the prior declarations, Applicant submits herewith a Supplemental Declaration of Rodney Bennett, a Declaration of R. Dan Ribb, and two Exhibits pursuant to 37 C.F.R. § 1.131 to overcome Lin and adopt Examiner's suggestion to include a clear explanation of the exhibits and what facts are relied upon by the Applicant.

Applicant relies on his disclosure to the attendees at the DevCon2 meeting as detailed in the attached Declaration of Rodney Bennett and Declaration of R. Dan Ribb as proof his conception of the claimed invention prior to February 19, 1999. MPEP 715.07 states that, "If... it is claimed that verbal disclosures, sufficiently clear to indicate definite conception of the invention, were made the witness should state as nearly as possible the language used in imparting knowledge of the invention to others." MPEP 715.07 (citing *Ex parte Donovan*, 1890 C.D. 109, 52 O.G. 309 (Comm'r Pat. 1890)). Thus, Applicant relies on the accompanying declarations regarding Applicant's disclosure at DevCon2 of the claimed invention, which is in nearly as possible the language used.

Specifically, Applicant relies on his disclosure, supported by and quoted from the declarations, of “using NetTransport...[to] monitor a database looking for faxing requests” that are later “discovered” and of “watching for requests” to support the claim limitation of receiving an information request. Applicant relies on his disclosure of “once the request was discovered,” “pass[ing] the request to a transport object, located in NetTransport” to support the claim limitation of acquiring data regarding the information request. Applicant also relies on his disclosure of “read[ing] the request,” “rendering of the request,” and “render[ing] the output,” to support the claim limitations of extracting data and applying and applying a rule to the extracted data to produce result data. In addition, Applicant relies on his disclosure of “faxing documents” and “producing electronic documents such as in a portable document format (PDF) ... and emailing the results to end points” to support the claim limitation of transmitting result data to a location and in a manner specified by the information request.

Applicant further relies on his disclosure, supported by and quoted from the declarations, of, “a COM DLL [Component Object Methodology – Dynamic Loading Library] that would monitor a database looking for faxing requests” and “once the request was discovered by the COM DLL,” “pass[ing] the request to a transport object” to support the claim limitation of a first module having a transport client for acquiring data and generating a work item. Applicant relies on his disclosure of “pass[ing] the request to a transport object, located in NetTransport, to a machine running yet another copy of NetTransport where the rendering of the request would actually take place,” one machine “dedicated to the task of rendering,” “separate machines to read the request and render the output,” and “another machine dedicated to the task of rendering” to support the claim limitation of a second module, coupled to a first module, for applying a business rule to the acquired data to produce result data. Applicant also relies upon his

disclosure of the system "faxing documents" and "producing electronic documents such as in a portable document format (PDF) ... and emailing the results to end points" to support the claim limitation of a third module for producing and transmitting a document from the result data.

From the time of DevCon2 until the filing of the Provisional Application on February 16, 2000, the Applicant diligently worked on writing the software that implements the NetTransport system and method for automating the assembly, processing, and delivery of documents that are described and claimed in the Application. On that date, the system actually existed and worked for its intended use as supported by Applicant's supplemental declaration.

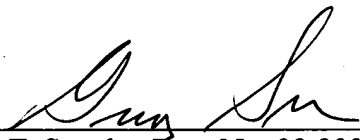
Accordingly, Applicant submits that he conceived the invention described and claimed by the Application prior to the application date of Lin and exercised diligence in reducing the invention to practice at least up to the filing date of Lin, December 17, 1999.

If the Examiner believes that the declarations and attached exhibits are in any way insufficient to overcome Lin according to 37 C.F.R. § 1.131, Applicant respectfully requests that the Examiner contact the undersigned attorney by telephone to discuss the matter.

Favorable action is hereby solicited.

Respectfully submitted,
RODNEY BENNETT

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